

05-29-07

JFW



PATENT  
Attorney Docket No.: ST-UCSD3560-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David A. Gough Art Unit: 3735  
Application No.: 10/719,541 Examiner: N. Natnithithadha  
Filed: November 20, 2003 Conf. No.: 3436  
Title: MEMBRANE AND ELECTRODE STRUCTURE FOR IMPLANTABLE SENSOR

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTION OF INVENTORSHIP**

**PURSUANT TO 37 CFR § 1.48(a)**

Sir:

This communication is to amend the original naming of inventors in the above-identified allowed patent application under 37 CFR § 1.48(a).

Please add the following person as an inventor of this patent application:

1. **Joseph Y. Lucisano**  
7312 Celata Lane  
San Diego  
CA 92129  
UNITED STATES

CERTIFICATE OF MAILING BY "EXPRESS MAIL"		
"EXPRESS MAIL" LABEL NUMBER		EV 876 964 721 US
DATE OF DEPOSIT		May 25, 2007 \$4
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: MAIL STOP ISSUE FEE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.		
Timothy Lasher (TYPED OR PRINTED NAME OF PERSON MAILING PAPER)		 (SIGNATURE OF PERSON MAILING PAPER OR FEE)

In re Application of:

David A. Gough

Application No.: 10/719,541

Filing Date: November 20, 2003

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Attorney Docket No.: ST-UCSD3560-2

Enclosed is Check No. 585854 in the total amount of \$130.00; which consists of \$130.00 for the processing fee for correction of inventorship in a patent application pursuant to 37 CFR §§ 1.48(a)(4) and 1.17(i). The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896. A copy of the Transmittal Sheet is enclosed.

Respectfully submitted,



Stacy L. Taylor  
Attorney for Applicants  
Registration No. 34,842  
Telephone: (858) 677-1423  
Facsimile: (858) 677-1465

DLA PIPER US LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133  
**USPTO CUSTOMER NO. 28213**



PATENT  
Attorney Docket No.: ST-UCSD3560-2  
(formerly 041673-2114)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David A. Gough Art Unit: 3735  
Application No.: 10/719,541 Examiner: N. Natnithithadha  
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Title: MEMBRANE AND ELECTRODE STRUCTURE FOR  
IMPLANTABLE SENSOR

**Mail Stop PETITION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION FROM ADDED INVENTOR IN SUPPORT OF CHANGE OF**  
**INVENTORSHIP**

Sir:

I, Joseph Y. Lucisano, declare:

1. The inventorship error of omitting me as a co-inventor of the above-identified patent application occurred without any deceptive intention on my part.
2. That I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issue thereon.

Dated: MAY 14, 2007

  
\_\_\_\_\_  
Joseph V. Lucisano



PATENT  
ATTORNEY DOCKET NO. ST-UCSD3560-2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: David A. Gough Art Unit: 3735  
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**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL SHEET**

Sir:

Transmitted herewith for the above-identified allowed patent application please find:

1. Request for Correction of Inventorship Pursuant to 37 CFR § 1.48(a) (2 pages);
2. Declaration from Added Inventor, Joseph Y. Lucisano (1 page);
3. Declaration from Current Inventor, David A. Gough (1 page);
4. Declaration for Patent Application Executed by Actual Inventors (3 pages);
5. Statement of Assignee Consenting to Change of Inventorship (2 pages);
6. Check No. 585854 in the amount of \$130.00; and
7. Return Receipt Postcard.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"			
"EXPRESS MAIL" LABEL NUMBER <u>EV 876 964 721 US</u> DATE OF DEPOSIT <u>May 25, 2007</u>			
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Timothy Lasher (TYPED OR PRINTED NAME OF PERSON MAILING PAPER)	 (SIGNATURE OF PERSON MAILING PAPER OR FEE)		

In re Application of:

David A. Gough

Application No.: 10/719,541

Filing Date: November 20, 2003

Page 2

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Respectfully submitted,



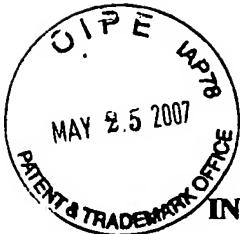
Stacy L. Taylor  
Attorney for Applicant  
Registration No. 34,842  
Telephone: (858) 677-1423  
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**USPTO Customer Number 28213**

DLA Piper US LLP

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PATENT  
Attorney Docket No.: ST-UCSD3560-2  
(formerly 041673-2114)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David A. Gough  
Application No.: 10/719,541  
Filed: November 20, 2003  
Title: MEMBRANE AND ELECTRODE STRUCTURE FOR  
IMPLANTABLE SENSOR

Art Unit: 3735  
Examiner: N. Natnithithadha  
Conf. No.: 3436

**Mail Stop PETITION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION IN SUPPORT OF CHANGE OF INVENTORSHIP**

Sir:

I, David A. Gough, declare:

1. The inventorship error of omitting Joseph Y. Lucisano as a co-inventor of the above-identified patent application occurred without any deceptive intention on my part.
  
2. That I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issue thereon.

Dated: April 18, 2007

David A. Gough



PATENT  
Attorney Docket No.: ST-UCSD3560-2  
(formerly 041673-2114)

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled  
**MEMBRANE AND ELECTRODE STRUCTURE FOR IMPLANTABLE SENSOR**, the specification of which

\_\_\_\_\_ is attached hereto.

X was filed on November 20, 2003 as U.S. Application Serial No.  
10/719,541 (the "Application").

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, Code of Federal Regulations ("C.F.R."), § 1.56.

In re Application of:  
Gough et al.  
Application No.: 10/719,541  
Filing Date: November 20, 2003  
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PATENT  
Attorney Docket No.: ST-UCSD3560-2  
(formerly 041673-2114)

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/269,169</u> (Application Serial No.)	<u>February 15, 2001</u> (Filing Date)
<hr/> (Application Serial No.)	<hr/> (Filing Date)
<hr/> (Application Serial No.)	<hr/> (Filing Date)

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the Application:

<u>10/078,567</u> (Application Serial No.)	<u>February 15, 2002</u> (Filing Date)	<u>Patented</u> (Status) (patented, pending, abandoned)
<hr/> (Application Serial No.)	<hr/> (Filing Date)	<hr/> (Status) (patented, pending, abandoned)

In re Application of:  
Gough et al.  
Application No.: 10/719,541  
Filing Date: November 20, 2003  
Page 3

PATENT  
Attorney Docket No.: ST-UCSD3560-2  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: David A. Gough

Inventor's signature: David Gough  
Date: May 21, 2007

Residence: Cardiff, CA

Country of Citizenship: USA

Post Office Address: 1435 Big Canyon Terrace  
Cardiff, CA 92007

Full name of second inventor: Joseph Y. Lucisano

Inventor's signature: J.Y. Lucisano  
Date: MAY 14, 2007

Residence: San Diego, CA

Country of Citizenship: USA

Post Office Address: 7312 Celata Lane  
San Diego, CA 92129



1999-052-2

PATENT  
Attorney Docket No.: ST-UCSD3560-2  
(formerly 041673-2114)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Commissioner for Patents  
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Alexandria, VA 22313-1450

**STATEMENT OF ASSIGNEE CONSENTING TO CHANGE OF INVENTORSHIP**

Sir:

The assignee, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, having a place of business at 1111 Franklin Street, 5th Floor, Oakland, CA. hereby consents to the Request for Correction of Inventorship under 37 CFR 1.48(a) of the above-identified patent application, specifically the addition of Joseph Y. Lucisano as an inventor.

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA certifies that it is the assignee of the patent application identified above by virtue of an assignment from the inventors thereof. The Notice of Recordation of Assignment was recorded in U.S. Application Serial No. 10/078,567, now U.S. Patent No. 6,721,587, of which this application is a continuation of, on September 5, 2003 on Reel 013948, Frame 0702.

The undersigned has reviewed all the documents in the chain of title of the above-identified patent application and, to the best of undersigned's knowledge and belief, title is in the named assignee.

In re Application of:  
David A. Gough  
Application No.: 10/719,541  
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Attorney Docket No.: ST-UCSD3560-2  
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The undersigned declares and states that he is an officer of the assignee and is empowered to sign this document on behalf of the assignee, that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the patent.

**THE REGENTS OF THE UNIVERSITY OF CALIFORNIA**

By : J. C. Moores  
(Signature)

Name : Jane C. Moores  
(Typed or Printed Name)

Title : Interim Director Technology Transfer

Date : April 20, 2007